FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.2073 OF 2006

1) Narayan Dagadu Chopde)
2) Smt.Laxmibai Narayan Chopde)
3) Rajendra Shankar Gondavale)
4) Satish Narayan Gondavale)
5) Ashok Narayan Gondavale)
6) Madhu Namdeo Sawant)..Applicants

Versus

The State of Maharashtra)..Respondents

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr.Sandip Salunkhe Advocate for the applicants.

Ms.S.V.Gajare APP for the State.

Coram : R.S.Mohite,J

Date : 8.6.2006.

PC

1. This is an application for grant of anticipatory bail. The applicants are shown as accused in C.R.No.49/2006 registered by the Tembhurni police station, Madha for offences punishable under Section 3(1) (1) of the Atrocities Act and under Sections 365, 147, 148 and 149 of IPC. On perusing of the FIR

it is clear that there is no allegation of kidnapping. Therefore, section 365 of the IPC is not attracted. As far as Atrocities Act is concerned, the admitted position is that the FIR does not indicate the caste of the accused persons. There are judgments of this Court to the effect that if the caste of the accused is not mentioned in the FIR then the investigation under Atrocities Act cannot be done. In the circumstances, I am inclined to grant anticipatory bail. It is therefore, directed that in the event of arrest, the applicants will be released on bail in the sum of Rs.10,000/- each with one surety in the like amount subject to the condition that they will report to the investigating officer once a week on every Monday till the charge-sheet is filed. Application stands disposed of.

(R.S.Mohite,J)